

"Express Mail" Mailing Label No. EL 545 094 222 US  
Date of Deposit December 13, 2001

Patent  
Attorney's Docket No. 024938-168



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**UTILITY PATENT  
APPLICATION TRANSMITTAL LETTER**

**Box PATENT APPLICATION**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed for filing is the utility patent application of Richard Wodzianek, Jody Pondick, Julian Mocanu and Kirstin Gulbransen for SYSTEM AND METHOD FOR PLATFORM ACTIVATION.

- ☐ Applicant(s) hereby request(s) that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
- ☒ Applicant(s) suggest(s) Figure 5 for inclusion on the front page of the patent application publication and patent.
- Also enclosed are:
- ☒ Nine sheet(s) of ☐ formal ☐ informal drawing(s);
- ☐ a claim for foreign priority under 35 U.S.C. §§ 119 and/or 365 is ☐ hereby made to \_  
filed in \_ on \_;  
☐ in the declaration;
- ☐ a certified copy of the priority document;
- ☐ a General Authorization for Petitions for Extensions of Time and Payment of Fees;
- ☒ an Assignment document;
- ☐ an Information Disclosure Statement;
- ☐ a patent application data sheet; and
- ☐ Other: \_\_\_\_\_
- ☒ An ☒ executed ☐ unexecuted declaration of the inventor(s)  
☒ also is enclosed ☐ will follow.
- ☐ Small entity status is hereby claimed.
- ☒ The filing fee has been calculated as follows ☐ and in accordance with the enclosed preliminary amendment;



**21839**

(10/01)

C L A I M S					
	No. Of CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$740.00 (101)
Total Claims	27	MINUS 20 =	7	× \$18.00 (103) =	126.00
Independent Claims	4	MINUS 3 =	1	× \$84.00 (102) =	84.00
If multiple dependent claims are presented, add \$280.00 (104)					
Total Application Fee					950.00
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee \$40.00 (581) if Assignment document is enclosed					40.00
<b>TOTAL APPLICATION FEE DUE</b>					<b>990.00</b>

- ☐ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
- ☒ A check in the amount of \$ 990.00 is enclosed for the filing and recordation fees due.
- ☐ Charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Please address all correspondence concerning the present application to:

Robert E. Krebs, Esq.  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: December 13, 2001

By: 

Joseph P. O'Malley  
Registration No. 36,226  
Redwood Shores, California Office  
Tel: (650) 622-2333

P.O. Box 1404  
Alexandria, Virginia 22313-1404



Patent  
Attorney's Docket No. 024938-168

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Richard Wodzianek

Application No.: 10/017,212

Filed: December 13, 2001

For: SYSTEM AND METHOD FOR  
PLATFORM ACTIVATION

)  
)  
) Group Art Unit: unknown

)  
) Examiner: to be assigned  
)

RECEIVED

MAY 20 2002

OFFICE OF PETITIONS

Adjustment date: 07/18/2002 LDIEP1  
02/08/2002 HBERHE 00000060-10017212  
01 FC:122 -130.00 OP

PETITION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Corrected Application Papers (copy herewith), applicant contends that the missing item referred to in said Notice was submitted along with the application and its ancillary papers as filed on December 13, 2001.

Repln. Ref: 07/18/2002 LDIEP1 0010044000  
DAH: 024800- Name/Number: 10017212  
FC: 704 -130.00 OP  
The item identified by the Office as missing is the final page (page 9) of the drawings which bears Figures 8a and 8b. A copy of this page is attached hereto.

In support of applicant's contention that page 9 of the drawings was submitted concurrent with the filing of the application, the following facts are submitted:

1. The acknowledgment postcard (copy herewith), in the first column thereof, indicates the following enclosure:

Drawings (Fig(s). 1 - 8B, 9 pgs.)

02/05/2002 HBERHE 00000060 10017212

01 FC:122

130.00 OP

(1/02)

2. The transmittal letter (copy herewith), on the first page thereof, indicates the following enclosure:

Nine sheet(s) of ☐ formal ☐ informal drawing(s);

3. The copy of the application as filed, as it appears in applicant's attorney's file established for the subject application, includes page nine of the drawings, bearing Figures 8A and 8B. The attached copy of page 9 of the drawings is a true copy of the afore-mentioned file copy.

4. The application was checked by the secretary before submission to the undersigned attorney. All pages of the drawings were present and attached to the specification.

5. The application was checked by the undersigned attorney prior to executing the transmittal letter. All pages of the drawings were present and attached to the specification.

6. The application was checked by a member of the Docket Department before being placed in its Express Mail envelope. All pages of the drawings were present and attached to the specification.

Accordingly, applicant's attorney respectfully requests that the Office make a determination that all pages of the drawings, including page nine, were Express Mailed to the Office for filing with the application on December 13, 2001;

A check in the amount of \$130.00 is enclosed for the Petition fee. It is respectfully requested that the sum be refunded through deposit to Deposit Account No. 02-4800 upon a determination that the allegedly missing paper was submitted by applicant.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

Burns, Doane, Swecker & Mathis, L.L.P.

By: 

Joseph P. O'Malley  
Registration No. 36,226  
Redwood Shores, California Office  
Tel: (650) 622-2333

P.O. Box 1404  
Alexandria, Virginia 22313-1404

Date: February 4, 2002



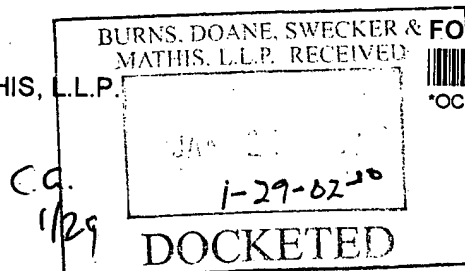
## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/017,212	12/13/2001	Richard Wodzianek	024938-168

CONFIRMATION NO. 1206

Robert E. Krebs, Esq.  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. BOX 1404  
Alexandria, VA 22313-1404



## FORMALITIES LETTER



\*OC000000007344233\*

Sierra Wire/ers  
024938-168

Date Mailed: 01/23/2002

REK/JPD

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

Substitute Drawing / Figure 8  
Due 3/23/02

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

The following item(s) appear to have been **omitted** from the application:

- Figure(s) 8 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing

Yes  
-P

Inventor: WODZIANEK, et al.Appl. No. to be assignedDocket No.: 024938-168Work Atty: JPO:mmsDate: December 13, 2001

Title:

Transmitted by: ☐ 1st Class Mail ☐ Fax  
☐ delivery thru VA ☒ Express Mail  
Express Mail Label No.: EL 545 094 222 US

The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon:

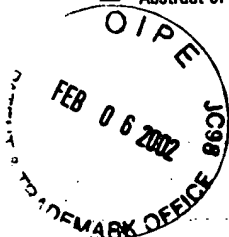
- ☒ Utility Patent Application Transmittal
- ☐ Design Patent Application Transmittal
- ☐ Continuing Prosecution Application Request
- ☐ Provisional Application Cover Sheet
- ☐ Provisional Application Transmittal
- ☐ Continuation/Divisional Application (Rule 1.53(b)) with copy of application
- ☐ Request for Continued Examination

## INCLUDING:

- ☒ Specification (pages 1 - 8)
- ☒ Claims (claim(s) 1 - 27, 4 pgs.)
- ☒ Drawings (Fig(s). 1 - 8B, 9 pgs.)
- ☒ Abstract of the Disclosure

- ☒ Executed Declaration/Power of Attorney
- ☐ Unexecuted Declaration/Power of Attorney
- ☒ Assignment/Assignment Recordation Form Cover Sheet (PTO-1595)
- ☐ Claim for Convention Priority w/\_ certified copy(s)
- ☐ Preliminary Amendment
- ☐ Information Discl. Statement Transmittal Letter
- ☐ Information Disclosure Citation (PTO-1449)
- ☐ Information Disclosure Statement w/\_ document(s)
- ☐ Constructive Petition for Extensions of Time
- ☐ Bibliographic Data Entry Form

- ☐ Check for \$ 990.00 is enclosed
- ☐ Check for \$     is enclosed
- ☐ Charge \$     to Deposit Account
- ☐ Petition for     Month Extension of Time
- ☒ Acknowledgment Postcard

**"DOCKETED"**  
DBW 1/13/01Inventor: WODZIANEK, et al.Appl. No. to be assignedDocket No.: 024938-168Work Atty: JPO:mmsPTO Filing Date: December 13, 2001

Title:

Transmitted by: ☐ 1st Class Mail ☐ Fax  
☐ delivery thru VA ☒ Express Mail  
Express Mail Label No.: EL 545 094 222 US

The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon:

- ☒ Utility Patent Application Transmittal
- ☐ Design Patent Application Transmittal
- ☐ Continuing Prosecution Application Request
- ☐ Provisional Application Cover Sheet
- ☐ Provisional Application Transmittal
- ☐ Continuation/Divisional Application (Rule 1.53(b)) with copy of application
- ☐ Request for Continued Examination

## INCLUDING:

- ☒ Specification (pages 1 - 8)
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- ☐ Information Disclosure Statement w/\_ document(s)
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- ☐ Bibliographic Data Entry Form

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- ☐ Petition for     Month Extension of Time
- ☒ Acknowledgment Postcard

**"DOCKETED"**  
DBW 1/2/02